

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOHN KENNEDY,

Plaintiff,

v.

SONY COMPUTER ENTERTAINMENT
AMERICA, INC.,

Defendant.

CASE NO. C09-04701 MHP

**~~[PROPOSED]~~ ORDER FOR FILING OF
MOTION TO CONSOLIDATE ACTIONS**

JOHN EVERS and EVERETT HORN,

Plaintiff,

v.

SONY COMPUTER ENTERTAINMENT
AMERICA, INC.,

Defendant.

CASE NO. C09-5126 MHP

Before the Court is a stipulation by the parties to the actions captioned *Evers and Horn v. Sony Computer Entertainment America, Inc.*, case no. C09-5126 (“*Evers*”) and *Kennedy v. Sony Computer Entertainment America, Inc.*, case no. C09-04701 (“*Kennedy*”) to establish a schedule to seek consolidation of the two actions. Based on the matters set forth in the stipulation, and good cause appearing, the COURT HEREBY ORDERS AS FOLLOWS:

1. Plaintiffs in the *Evers* and *Kennedy* actions shall seek consolidation of the two actions and file their proposed consolidated and amended class action complaint by no later than January 29, 2010.
2. Defendant shall have twenty (20) days to respond, by answer or by motion, to plaintiffs’ proposed consolidated and amended class action complaint from the date the complaint is accepted and deemed filed by the Court.
3. Defendant shall have no obligation to respond to the complaints in either the *Evers* or *Kennedy* actions until the Court determines whether the two actions should be consolidated.

IT IS SO ORDERED.

DATED: 1/13, 2010.

